

REMARKS

This Amendment and Response to Non-Final Office Action is being submitted in response to the non-final Office Action mailed June 2, 2006. Claims 1-14, 16-20, 22-28, 30, and 32-35 are pending in the Application.

Claims 1-14, 16-20, 22-28, 30, and 32-35 are allowed.

The Specification is objected to as the Brief Summary of the Invention and the descriptive matter are not confined only to the defined invention as claimed per 37 CFR 1.71 and 1.73, and MPEP 1302.01.

The specification is also objected to as the "Related Applications" section of the Specification must be labeled and updated.

In response to these objections, the "Related Applications" section of the Specification has been labeled and updated, as suggested by Examiner, and the following remarks are offered with regard to the scope of the Brief Summary of the Invention and the descriptive matter. These amendments are fully supported in the Specification, Drawings, and Claims of the Application and no new matter has been added.

As discussed briefly with Examiner on the telephone on August 1, 2006, Applicants respectfully submit that no requirement in the CFR or MPEP requires that the scope of the Brief Summary of the Invention and the descriptive matter be confined only to the defined invention as claimed. In fact, such a requirement would jeopardize the claims of priority related to an omnibus specification, as in the present case.

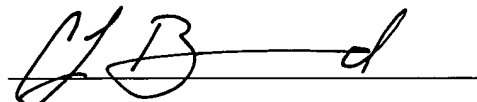
Based upon the above amendments and remarks, reconsideration of the Application is respectfully requested.

CONCLUSION

Applicants would like to thank Examiner for the attention and consideration accorded the present Application. Should Examiner determine that any further action is necessary to place the Application in condition for allowance, Examiner is encouraged to contact undersigned Counsel at the telephone number, facsimile number, address, or email address provided below. It is not believed that any fees for additional claims, extensions of time, or the like are required beyond those that may otherwise be indicated in the documents accompanying this paper. However, if such additional fees are required, Examiner is encouraged to notify undersigned Counsel at Examiner's earliest convenience.

Respectfully submitted,

Date: August 02, 2006

A handwritten signature in black ink, appearing to read 'C L Bernard', is written over a horizontal line.

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Filing Date: April 19, 2001

Applicant(s): Peter B. EVERDELL et al.

Title: NETWORK DEVICE INCLUDING DEDICATED
RESOURCES CONTROL PLANE

Examiner: Kenneth R. Coulter

Art Unit: 2141

Attorney Docket No.: 10.0815

I hereby certify that the above-referenced documents are being/have been deposited with the United States Postal Service "Express Mail Post Office to Addressee" in accordance with 37 CFR 1.10 on the above-referenced date and are being/have been addressed to: **Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 USA.**

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